

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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REBECCA YATES, individually and  
on behalf of all others similarly situated,

*Plaintiff,*

– against –

CALIFORNIA NATURAL LIVING, INC.,

*Defendant.*

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CASE NO.: 1:18-cv-01415-GLS-TWD

ATTORNEY’S DECLARATION IN  
SUPPORT OF DEFENDANT’S  
MOTION TO DISMISS COMPLAINT  
PURSUANT TO FED. R. CIV. P.  
12(b)(1), 12(b)(2), and/or 12(b)(6)

**WILLIAM A. HURST**, hereby declares:

1. I am of Counsel to the firm of Greenberg Traurig, LLP, attorneys representing r Defendant California Natural Living, Inc. (“CNL”), in the above-captioned proposed class action. I make this declaration in support of CNL’s motion to dismiss the Class Action Complaint of Plaintiff Rebecca Yates.

2. Attached hereto as **Exhibit A** is a true and correct copy of the labels for the two sizes of California Baby Natural Bug Blend Bug Repellent Spray referred to and incorporated by reference at Paragraph 2 of the Class Action Complaint.

3. Attached hereto as **Exhibit B** is a true and correct copy of the Consumer Reports summary of Insect Repellent Ratings referred to and incorporate by reference at Page 4, n. 3 of the Class Action Complaint, and accessible at [https://www.consumerreports.org/content/dam/cro/news\\_articles/health/Consumer-Reports-Insect-Repellent-Ratings-February-2016.pdf](https://www.consumerreports.org/content/dam/cro/news_articles/health/Consumer-Reports-Insect-Repellent-Ratings-February-2016.pdf) (last visited on January 24, 2019).

The undersigned declares under the penalty of perjury that the foregoing is true and correct.

DATED: January 25, 2019  
Albany, New York

/s/ William A. Hurst

WILLIAM A. HURST

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